

2019-271-T

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2019- -T**

IN RE:	Petition of the Office of Regulatory Staff to Revoke Certificates of Public Convenience and Necessity of Certain Motor Carriers for Failure to Maintain and File Evidence of Insurance	) ) ) ) ) ) )	<b>PETITION FOR REVOCATION OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CERTAIN MOTOR CARRIERS</b>
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The South Carolina Office of Regulatory Staff ("ORS"), by filing this petition, would respectfully show and request of the Public Service Commission of South Carolina ("Commission"):

1. That the Commission is a state agency constituted pursuant to the laws of the State of South Carolina with its business offices located in Columbia, South Carolina; that the Commission is responsible for the regulation of motor vehicle carriers operating for compensation as set forth in S.C. Code Ann. § 58-23-10 *et seq.* (2015 and Supp. 2015); that ORS is charged with the duty to protect the public interest pursuant to S.C. Code Ann. § 58-4-10 *et seq.* (2015 and Supp. 2015).

2. That the companies listed in Exhibit A have been approved by the Commission and certified by the ORS to operate as "motor vehicle carriers" as defined in S.C. Code Ann. § 58-23-10(4) (2015) in that they own, control, operate, or manage motor propelled vehicles, not usually operated on or over rails, used in the business of transporting persons or property for compensation over improved public highways in this state.

3. That the companies listed in Exhibit A, each having applied for and having an Order from the Commission to receive a Certificate of Public Convenience and Necessity ("PC&N") to operate a motor vehicle carrier as defined in S.C. Code Ann. § 58-23-10(4) (2015), have submitted to the jurisdiction of the Commission by holding said Certificate PC&N, and are therefore subject to the jurisdiction of this

Commission pursuant to S.C. Code Ann. § 58-23-1010 *et seq.* (2015 and Supp. 2015). See Exhibit A, Carriers Out of Compliance for Failure to Maintain and File Evidence of Insurance.

4. That the companies listed in Exhibit A, prior to receiving their Certificate of PC&N, were each found to be fit, willing and able to operate as a motor carrier by the Commission; from our understanding that in obtaining such authority the companies certified they are “familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina and agree to operate in compliance with these statutes and regulations.” 10 S.C. Code Ann. Regs. 103-133(4)(a) (2012).

5. That, “[a] holder of a certificate A, B, or C with less than twenty vehicles must semiannually **on or before January first and July first of each year** pay to the Office of Regulatory Staff the following fees: for vehicles weighing not more than two thousand pounds, seven dollars and fifty cents; and for vehicles weighing in excess of two thousand pounds, seven dollars and fifty cents for the first two thousand pounds and two dollars and fifty cents additional for each additional five hundred pounds or part thereof of weight, except that the total license fee may not exceed fifty dollars per vehicle semiannually.” S.C. Code Ann. § 58-23-560 (2015) (emphasis added).

6. That, pursuant to S.C. Code Ann. § 58-4-10 *et seq.* (2015 and Supp. 2015), beginning January 1, 2005, ORS must represent the public interest of South Carolina before the Commission and has authority to enforce collection of such fees.

7. That the companies listed in Exhibit A are subject to the fees listed in S. C. Code Ann. § 58-23-560 (2015) and have failed to pay fees that were due on or before July 1, 2019, and therefore, are not in compliance with Commission statutes governing the regulation of motor carriers. See Exhibit B, Affidavit of Carole Chauvin.

8. That “[t]he commission may at any time, after notice and opportunity to be heard, suspend, revoke, alter, or amend any certificate, if it shall be made to appear that the holder has willfully violated or refused to observe orders, rules, or regulations prescribed by the commission, provisions of the Motor Vehicle Carrier Law, or any other law of this State regulating motor carriers for hire and applicable to the

holder of such certificate, or, if, in the opinion of the commission, the motor carrier holding a Certificate of PC&N is not furnishing adequate service or it is no longer compatible with the public interest to continue said certificate in force, or, if in the opinion of the commission, the motor carrier holding a Certificate of FWA is no longer furnishing adequate service, or said carrier no longer meets the fit, willing, and able criteria....” 10 S.C. Code Ann. Regs. 103-240 (2012).

9. That “[t]he commission may, after a hearing, order the suspension, revocation, alteration, or amendment of any certificate issued pursuant to Articles 1 through 11 of this chapter, if it is proved that the holder of the certificate wilfully made any misrepresentation of a material fact in obtaining his certificate or wilfully violated or refused to observe the laws of this State touching motor vehicle carriers or wilfully violated any of the terms of his certificate or of the commission's proper orders, rules or regulations. But the holder of the certificate has the right of appeal to any court of competent jurisdiction. The commission must not be a party to any appeal.” S.C. Code Ann. § 58-23-320 (2015).

10. That the information listed in Exhibit A is the mailing address for each carrier on file with the Commission and ORS and the information listed in Exhibit A was provided by each carrier listed in Exhibit A. See Exhibit A, Carriers Out of Compliance for Failure to Maintain and File Evidence of Insurance. See Exhibit B, Affidavit of Carole Chauvin.

**WHEREFORE**, ORS respectfully requests that the Honorable Commission:

1. Provide for the opportunity by the carrier to respond to the allegations of this Petition within (30) days from the date of the receipt of this Petition;
2. Schedule and conduct a formal administrative hearing as soon as practicable to address disputed issues of fact and law regarding the Certificates of PC&N of the carriers listed in Exhibit A, which ORS seeks to have revoked by the Commission in this action pursuant to 10 S.C. Code Ann. Regs. 103-240 (2012) and S.C. Code Ann. § 58-23-320 (2015);
3. Following the formal administrative hearing, immediately rule to revoke the Certificates of those motor carriers listed in Exhibit A in accordance with the authority provided to the Commission under 10 S.C. Code Ann. Regs. 103-240 (2012) and S.C. Code Ann. § 58-23-320 (2015) and thereafter immediately enter a final Order; and,

4. For other appropriate action which the Commission may deem necessary.



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C. Lessie Hammonds, Esquire  
**South Carolina Office of Regulatory Staff**  
1401 Main Street, Suite 900  
Columbia, South Carolina 29201  
Phone: (803)737-0800  
Fax: (803)737-0895  
Email: [lhammon@regstaff.sc.gov](mailto:lhammon@regstaff.sc.gov)

August 7, 2019  
Columbia, South Carolina

## Exhibit A - Carriers Out of Compliance for Failure to Maintain and File Evidence of Insurance

August 7, 2019

Docket No.

EXHIBIT A  
Page 1 of 1

No.	Docket #	Class Type	NAME	DBA	ADDRESS	CITY	STATE	ZIP CODE
1	2006-262-T	Class C Taxi	Ace Transportation Leasing, LLC		PO Box 63523	North Charleston	SC	29419
2	2001-128-T	Class C Charter Bus	Addison Tours, LLC		PO Box 1167	St. Stephen	SC	29479
3	2018-216-T	Class C Non-Emer	ART Transportation, LLC		4315 Wentworth Dr	Columbia	SC	29203
4	2019-25-T	Class C Taxi	Beach Bound Taxi Shuttle Inc		3319 Darden Rd	Greensboro	NC	27407
5	2018-215-T	Class C Non-Emer	Beckon of Hope, LLC		1050 Forbes Rd	Fort Mill	SC	29707
6	2018-101-T	Class C Charter	Ben Alverson	Alverson's Limo Service	163 McCartha Rd	Ludington	SC	29073
7	2014-436-T	Class C Charter Bus	Blue Ridge Charters, LLC		PO Box 394	MI Holly	NC	28120
8	2018-131-T	Class C Charter	Boss Transportation LLC		1200 Landau Ln	MI Pleasant	SC	29466
9	1998-523-T	Class C Charter Bus	Brooks Transil Charter Service, Inc.		2629 Flamingo Drive	Columbia	SC	29209
10	2018-408-T	Class C Charter	C & J Tours of Camden LLC		1181 Red Hill Rd	Camden	SC	29020
11	2019-335-T	Class C Non-Emer	Capital Area Transport Services, LLC		515 Broad St Ste 103	Sumter	SC	29150
12	2017-124-T	Class C Charter Bus	Carolina Bus Charter LLC		6424 Dorchester Rd	N Charleston	SC	29418
13	1993-586-T	Class E HHG	Chavis Van & Storage Of Myrtle Beach, Inc.		PO Box 917	Conway	SC	29529
14	2011-385-T	Class E HHG	Coastal Furniture Delivery & Moving, LLC		155 Northside Dr	Little River	SC	29558
15	2016-161-T	Class C Charter Bus	Coitfield's Charter and Tour, LLC		7418 Powell Rd	Georgetown	SC	29440
16	2015-405-T	Class C Taxi	Cornelia F. Mitchell		2037 Rolling Hills Rd	Columbia	SC	29210
17	2015-189-T	Class C Charter Bus	Emerald Tours Inc. LLC		6839 Shakespeare Rd	Columbia	SC	29223
18	2017-189-T	Class C Charter	Executive Cab LLC	JJ's Limo Service	618 Frink St	Cayce	SC	29033
19	2018-275-T	Class C Non-Emer	Georgette Robinson	Kingdom Care	1065 Hammond Dr	Allendale	SC	29610
20	2009-29-T	Class C Charter Bus	Grace Tours, LLC		411 Pennsylvania Ave	Savannah	GA	31404
21	2018-312-T	Class C Charter	Graffiti Marketing and Transportation LLC	Cool Bus	3606 Morse Ave	Johns Island	SC	29455
22	2018-261-T	Class C Charter	Greater Faith Transport Services, LLC		658 Prosperity Dr	Lamar	SC	29069
23	2017-224-T	Class C Non-Emer	Gregory Jenkins Trucking, LLC	G & G Transportation	PO Box 182	Scranton	SC	29591
24	1997-326-T	Class C Taxi	Heather Henderson	Yellow Cab Company	138 S Main St	Sumter	SC	29150
25	2018-224-T	Class C Taxi	Herman Davis	Yellow Cab	526 Laverne Ave	North Augusta	SC	29841
26	2012-424-T	Class C Taxi	Jellus Cutlino, Jr.		4 Grover Ln	Goose Creek	SC	29445
27	2018-370-T	Class C Non-Emer	Lykes Services LLC	Wellness Transport	1570 Pumphouse Rd	Winthrop	SC	29180
28	2018-66-T	Class C Charter	Morgan's Limousine and Transportation Services, LLC	Low Country Elite Limousine and Transportation Services	800 Mockingbird Lane	Charleston	SC	29414
29	2014-443-T	Class C Taxi	NSY Taxi Service LLC		1200 2nd St	Newberry	SC	29108
30	2015-167-T	Class C Charter	Need-A-Lit Transportation Services LLC		PO Box 2054	Columbia	SC	29202
31	2007-315-T	Class C Non-Emer	Peibert, Inc.	Peibert Transportation	40 Shanklin Rd Suite F	Bladensburg	SC	29308
32	2018-48-T	Class C Charter	Patricia Phifer	Distinctive Limo Service	2699 Lockwood Rd	Bishopville	SC	29010
33	2010-133-T	Class C Non-Emer	Renew Transportation LP		109 Midwood Rd	Travelers Rest	SC	29690
34	2015-373-T	Class C Charter	S & K Transportation, LLC		9452 Ayscough Rd	Summerville	SC	29485
35	2015-115-T	Class C Taxi	Safe Choice Transportation, LLC		4140 Rivers Ave	N Charleston	SC	29405
36	2017-380-T	Class C Non-Emer	Superior Senior Services LLC		3600 Chateau Dr Bldg R134	Columbia	SC	29204
37	2018-107-T	Class C Non-Emer	Tamekia Lewis	Easy Ride Transportation	420 Railroad Ave	Johnston	SC	29632
38	2018-88-T	Class C Charter Bus	Travis Rapp and Emory Brown	A Plus Luxury Limousine	201 Cannon Rd	Greenwood	SC	29646
39	2019-54-T	Class C Charter	Travis Rapp and Emory Brown	A Plus Luxury Limousine	201 Cannon Rd	Greenwood	SC	29646
40	2014-139-T	Class C Charter	Trednald McLeod	Pure Elegance Limousine Service	14 Phelps St	Sumter	SC	29150
41	2017-161-T	Class C Charter Bus	Veronica Baxter	Bacchus Transportation Company	1952 E Hwy 78	Marion	SC	29571

**EXHIBIT B****BEFORE****THE PUBLIC SERVICE COMMISSION****OF SOUTH CAROLINA****DOCKET NO. \_\_\_\_\_****August 7, 2019**

**IN RE:** Petition of the Office of Regulatory Staff to Revoke  
Certificates of Public Convenience and Necessity of  
Certain Motor Carriers for Failure to Maintain and  
File Evidence of Insurance

**AFFIDAVIT OF  
CAROLE CHAUVIN**

The Affiant, after having been first duly sworn, deposes and states as follows:

- 1) My name is Carole Chauvin and I am employed by the Office of Regulatory Staff ("ORS") as a Program Specialist for the Transportation Department.
- 2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3) My duties and responsibilities as a Program Specialist for ORS include serving as custodian of records for business filings associated with motor vehicle carriers subject to the jurisdiction of the Public Service Commission ("PSC").
- 4) It is the regular business practice of ORS to maintain certain business records required to be filed by motor vehicle carriers that are subject to the jurisdiction of the PSC.
- 5) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 6) On August 7, 2019, I examined the business records on file with ORS.
- 7) As a result of that examination, I attest that the proof of insurance as required by 10 S.C. Code Ann. Regs. 103-171 and/or 103-174 (2012) has not been filed with ORS by the following carriers as of August 7, 2019: (See attached list)

AND FURTHER THE AFFIANT SAYETH NOT.

Carole Chauvin

Carole Chauvin  
Program Specialist, Transportation Department  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, S.C. 29201

Sworn and subscribed before me  
this 7th day of August, 20 19

Victoria L Watts

Notary Public for South Carolina

My Commission Expires: 10/16/23

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2019- -T**

<b>IN RE:</b>	Petition of the South Carolina Office of Regulatory Staff to Revoke Certificates of Public Convenience and Necessity of Certain Motor Carriers for Non-payment of Insurance Fees	) ) ) ) ) )	<b>CERTIFICATE OF SERVICE</b>
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This is to certify that I, Vicki L. Watts, have this date served one (1) copy of the **PETITION FOR REVOCATION OF CERTAIN CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CERTAIN MOTOR CARRIERS FOR NON-PAYMENT OF INSURANCE FEES** in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below:

**SEE ATTACHED EXHIBIT A**



Vicki L. Watts

August 7, 2019

Columbia, South Carolina



## EXHIBIT A TO CERTIFICATE OF SERVICE

Ace Transportation Leasing, LLC  
PO Box 63523  
North Charleston, SC 29419

Addison Tours, LLC  
PO Box 1167  
St. Stephen, SC 29479

ART Transportation, LLC  
4315 Wentworth Dr  
Columbia, SC 29203

Beach Bound Taxi Shuttle llc  
3319 Darden Rd  
Greensboro, NC 27407

Beckon of Hope, LLC  
1050 Forbes Rd  
Fort Mill, SC 29707

Ben Alverson  
Alverson's Limo Service  
163 McCartha Rd  
Lexington, SC 29073

Blue Ridge Charters, LLC  
PO Box 394  
Mt Holly, NC 28120

Boss Transportation L.L.C.  
1200 Landau Ln  
Mt Pleasant, SC 29466

Brooks Transit Charter Service, Inc.  
2629 Flamingo Drive  
Columbia, SC 29209

C & J Tours of Camden LLC  
1161 Red Hill Rd  
Camden, SC 29020

Capital Area Transport Services, LLC  
515 Broad St Ste 103  
Sumter, SC 29150

Carolina Bus Charter LLC  
6424 Dorchester Rd  
N Charleston, SC 29418

Chavis Van & Storage Of Myrtle Beach,  
Inc.  
PO Box 917  
Conway, SC 29528

Coastal Furniture Delivery & Moving, LLC  
155 Northside Dr  
Little River, SC 29566

Coffield's Charter and Tour, LLC  
7419 Powell Rd  
Georgetown, SC 29440

Connie F. Mitchell  
2037 Rolling Hills Rd  
Columbia, SC 29210

Emerald Tours Inc. LLC  
6639 Shakespeare Rd  
Columbia, SC 29223

Executive Cab LLC  
JJ's Limo Service  
619 Frink St  
Cayce, SC 29033

Georgette Robinson  
Kingdom Care  
1065 Hammond Dr  
Allendale, SC 29810

Grace Tours, LLC  
411 Pennsylvania Ave  
Savannah, GA 31404

Graffiti Marketing and Transportation  
LLC  
Cool Bus  
3608 Morse Ave  
Johns Island, SC 29455

Greater Faith Transport Services, LLC  
656 Prosperity Dr  
Lamar, SC 29069

Gregory Jenkins Trucking, LLC  
G & G Transportation  
PO Box 187  
Scranton, SC 29591

Heather Henderson  
Yellow Cab Company  
136 S Main St  
Sumter, SC 29150

Herman Davis  
Yellow Cab  
528 Laverne Ave  
North Augusta, SC 29841

Julius Cuttino, Jr.  
4 Grover Ln  
Goose Creek, SC 29445

Lyles Services LLC  
Wellness Transport  
1570 Pumphouse Rd  
Winnsboro, SC 29180

Morgan's Limousine and Transportation  
Services, LLC  
Low Country Elite Limousine and

NBY Taxi Service LLC  
1200 2nd St

Need-A-Lift Transportation Services LLC  
PO Box 2054

## EXHIBIT A TO CERTIFICATE OF SERVICE

Palbert, Inc.  
Palbert Transportation  
40 Shanklin Rd Suite F  
Beaufort, SC 29906

Patricia Phifer  
Distinctive Limo Service  
2699 Lucknow Rd  
Bishopville, SC 29010

Renew Transportation LP  
109 Midwood Rd  
Travelers Rest, SC 29690

S & K Transportation, LLC  
9452 Ayscough Rd  
Summerville, SC 29485

Safe Choice Transportation, LLC  
4140 Rivers Ave  
N Charleston, SC 29405

Superior Senior Services LLC  
3600 Chateau Dr Bldg R134  
Columbia, SC 29204

Tamekia Lewis  
Easy Ride Transportation  
420 Railroad Ave  
Johnston, SC 29832

Travis Rapp and Emory Brown  
A Plus Luxury Limousine  
201 Cannon Rd  
Greenwood, SC 29646

Travis Rapp and Emory Brown  
A Plus Luxury Limousine  
201 Cannon Rd  
Greenwood, SC 29646

Treginald McLeod  
Pure Elegance Limousine Service  
14 Phelps St  
Sumter, SC 29150

Veronica Baxter  
Bacchus Transportation Company  
1962 E Hwy 76  
Marion, SC 29571